

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 317 be amended to read as follows:

- 1 Page 4, between lines 33 and 34, begin a new paragraph and insert:
2 "SECTION 10. IC 13-30-3-5 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 5. (a) Except as
4 otherwise provided in **subsection (b) or (c)**,
5 (1) a notice issued under section 4 of this chapter; or
6 (2) a law relating to emergency orders;
7 an order of the commissioner under this chapter takes effect twenty
8 (20) days after the alleged violator receives the notice ~~unless the~~
9 ~~alleged violator requests under subsection (b) a review of the order~~
10 ~~before the twentieth day after receiving the notice issued under section~~
11 **4 of this chapter.**
12 (b) **An order of the commissioner under this chapter does not**
13 **take effect twenty (20) days after the alleged violator receives the**
14 **notice issued under section 4 of this chapter if the alleged violator**
15 **requests, under subsection (e), a review of the order within twenty**
16 **(20) days after the alleged violator receives the notice.**
17 (c) **An order of the commissioner under this chapter may**
18 **provide that the order takes effect more than twenty (20) days**
19 **after the alleged violator receives the notice issued under section 4**
20 **of this chapter. An order of the commissioner under this subsection**
21 **does not take effect at the time provided in the order if the alleged**
22 **violator requests, under subsection (e), a review of the order within**
23 **twenty (20) days after the alleged violator receives the notice.**
24 (d) **An emergency order of the commissioner under IC 13-14-10**

- 1 **takes effect as provided in that chapter.**
2 (e) To request a review of the order, the alleged violator must:
3 (1) file a written request with the office of environmental
4 adjudication under IC 4-21.5-7; and
5 (2) serve a copy of the request on the commissioner.
6 ~~(c)~~ (f) If a review of an order is requested under this section, the
7 office of environmental adjudication established under IC 4-21.5-7
8 shall review the order under IC 4-21.5".
9 Renumber all SECTIONS consecutively.
 (Reference is to ESB 317 as printed February 17, 2000.)

Representative GiaQuinta